



Entered on Docket  
May 11, 2010

Hon. Linda B. Riegle  
United States Bankruptcy Judge

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Attorney for Secured Creditor,  
HSBC Bank USA, National Association as Trustee for Wells Fargo Asset Securities  
Corporation, Mortgage Pass-Through Certificates Series 2006-8, its assignees and/or successors  
and the servicing agent WELLS FARGO BANK

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

In re: ) Case No.: 10-10880-lbr  
Thomas L. Witherby, )  
Nida A. Witherby, ) Chapter 13  
Debtors. )  
 ) DATE: 04/28/10  
 ) TIME: 10:30 am  
 )  
 ) **ORDER TERMINATING  
AUTOMATIC STAY**  
)

1       The Motion for Relief from Automatic Stay came on regularly for hearing at the date and  
2 time set forth above before the United States Bankruptcy Court. Upon review of the Motion and  
3 supporting evidence, and good cause appearing, the Court rules as follows:  
4

5       IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the automatic stay  
6 provisions of 11 U.S.C. §362 be and are hereby terminated with respect to the interests of  
7 Movant in the real property commonly known as 10674 Callington Way, Las Vegas, NV 89123.  
8

9       Secured Creditor will provide not less than 7 days notice of the date, time, and location of  
10 the currently scheduled foreclosure sale to the debtors or as otherwise provided by Nevada law.  
11

12       Secured Creditor shall renotice the Trustee's Notice of Sale.  
13

14       IT IS SO ORDERED.  
15

16       Submitted by:  
17       McCarthy & Holthus, LLP  
18

19       \_\_\_\_\_  
20       */s/Christopher K. Lezak*  
21       Christopher K. Lezak, Esq.  
22       9510 West Sahara Avenue, Suite 110  
23       Las Vegas, NV 89117  
24       702-685-0329  
25

26       Approved/Disapproved  
27

28       \_\_\_\_\_  
29       *Emailed 05/04/10 – no response received*  
26       George Haines, Esq.  
27       1020 Garces Avenue  
28       Las Vegas, NV 89101  
29       702-880-5554  
25

26       Approved/Disapproved  
27

28       \_\_\_\_\_  
29       *Emailed 05/04/10 – no response received*  
26       Rick A. Yarnall  
27       701 Bridger Ave #820  
28       Las Vegas, NV 89101  
29       702-853-4500  
25

1                   ALTERNATIVE METHOD re: RULE 9021:

2 In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

3                    The court has waived the requirement of approval under LR 9021.

4

5                    This is a Chapter 7 or 13 case, and either with the motion, or at the hearing, I have  
6 delivered a copy of this proposed order to all counsel who appeared at the hearing, any  
7 unrepresented parties who appeared at the hearing, and each has approved or disapproved the  
8 order, or failed to respond, as indicated below [list each party and whether the party has  
9 approved, disapproved, or failed to respond to the document]:

10

11                    This is a Chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order  
12 to all counsel who appeared at the hearing, any unrepresented parties who appeared at the  
13 hearing, and each has approved or disapproved the order, or failed to respond, as indicated below  
[list each party and whether the party has approved, disapproved, or failed to respond to the  
document]:

14

15                    I certify that I have served a copy of this order with the motion, and no parties  
16 appeared or filed written objections.

17                   Counsel appearing: George Haines- Emailed 05/04/10 – no response received

18                   Unrepresented parties appearing: None

19                   Trustee: Rick A. Yarnall - Emailed 05/04/10 – no response received

20                   Submitted by:

21                   McCarthy & Holthus, LLP

22                   /s/ Christopher K. Lezak

23                   Christopher K. Lezak, Esq.

24                   ###